


Applicant:	Terry L. Thomas	Docket:	8383ZYXWVT
Patent No:	7,189,894	Dated:	April 27, 2010
Issued:	March 13, 2007		
For:	Production Of Gamma Linolenic Acid By A Δ 6-Desaturase		

PETITION UNDER 37 C.F.R. §1.78(e)

This Petition is filed in accordance with the provisions of 37 C.F.R. §1.78(e), in order to claim the benefit of priority under 35 U.S.C. §120 and/or §121 to a prior filed non-provisional application, Serial No. 08/366,779, now U.S. Patent 5,614,393.

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website on the date shown below.


Xiaochun Zhu

In accordance with 37 C.F.R. §1.78(e), a reference to Serial No. 08/366,779 as required by 35 U.S.C. §120 and 37 C.F.R. §1.78(d)(3) is provided in the Request for Certificate of Correction filed on September 23, 2009, a copy of which is attached. The proposed correction is made to the cross-reference section of the subject patent, which section identifies the relationship between Serial No. 08/366,779 and the subject patent. The decision on the Request is still pending.

The entire delay between the date the priority claim was due under 37 C.F.R. §1.78(d)(4) and the date the claim was filed was unintentional.

Please charge the fee required in connection with this Petition set forth in §1.17(t) in the amount of \$1410.00 to deposit account 19-1013.

Accordingly, the requirements set forth in 37 C.F.R. §1.78(e) are satisfied. Grant of the instant Petition and the Request for Certificate of Correction filed on September 23, 2009 is therefore respectfully requested.

Respectfully submitted,



Xiaochun Zhu
Registration No. 56,311

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza, Suite 300
Garden City, New York 11530
(516) 742-4343
XZ:eh

Enc.: Request for Certificate of Correction filed on September 23, 2009.